

South Australia

## **Aquaculture (Simplify) Variation Regulations 2017**

under the *Aquaculture Act 2001*

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### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Aquaculture (Simplify) Variation Regulations 2017*.

#### **2—Commencement**

These regulations will come into operation on the day on which Part 2 of the *Statutes Amendment and Repeal (Simplify) Act 2017* comes into operation.

#### **3—Variation provisions**

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

### **Part 2—Variation of *Aquaculture Regulations 2016***

#### **4—Insertion of regulation 4B**

Before regulation 5—insert:

##### **4B—Meaning of *variation of licence conditions***

For the purposes of the definition of *variation of licence conditions* in section 3 of the Act, the following matters are excluded from the ambit of the definition:

- (a) the division of a licence area into separate licence areas in accordance with regulation 34;

- (b) the amalgamation of licence areas into a single licence area in accordance with regulation 35.

### **5—Variation of regulation 39—Annual fees for licences**

Regulation 39(4)—delete subregulation (4) and substitute:

- (4) For the purposes of section 53(2) of the Act, the penalty for failure to pay an annual fee is—
  - (a) if the annual fee is being paid in instalments—an amount equal to 10% of the unpaid balance of the instalment; or
  - (b) in any other case—an amount equal to 10% of the fee.

**Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 22 June 2017

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